IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY EIGHTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE Mr. JUSTICE C.V.RAMULU**

**WRIT PETITION No.6341 of 2005**

Between:

M.Ibrahim Baig, S/o.Late M.Akber Baig,
Shramik in APSRTC, R/o. D.No.19/2/866, Rani Nagar,
Old Town, Anantapur District.

**..... PETITIONER**

AND

The Depot Manager, Andhra Pradesh State Road Transport, Corporation,
Rayadurg Depot, Rayadurg, Ananthapur District.

**.....RESPONDENT**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order, direction or writ more particularly one in the nature of writ of Mandamus or any other appropriate writ declaring the action of the respondents not fixing the scale duly protecting the Driver scale as Rs.8,425/- and giving the increments which the petitioner is entitled for the years 2002- 2003 and 2003-2004 as illegal, arbitrary and unjust; and consequently to direct the respondents to fix the petitioner's pay duly protecting the Driver scale by adding increments for the years 2002-2003 and 2003-2004 and pass such other order or orders as this Hon'ble court may deem fit and proper in the interest of justice.

**Counsel for the Petitioner: Mr. B.SHIVA KUMAR**

**Counsel for the Respondent: Mr. P.VINAYAKA SWAMY**

**The Court at the admission stage made the following :**

**ORAL ORDER:**

This writ petition is filed seeking a Mandamus declaring the action of the respondent in not fixing the scale of the petitioner duly protecting the Driver's scale at Rs.8,425/- and not giving the increments, which he is entitled for the years 2002-03 and 2003-04 as arbitrary and illegal and consequently, to direct the respondents to fix the petitioner's pay duly protecting the Driver's scale of pay by adding increments for the years 2002-03 and 2003-04.

Heard both sides.

Admittedly, there are no impugned proceedings in this case. It seems, the petitioner for the very same relief made a representation on 20-12-2004 to the respondent, but the same is not considered and is still pending with the respondent.

Having regard to the facts and circumstances of the case, without going into the merits, the Writ Petition is disposed of directing the respondent to consider the representation purported to have been made by the petitioner on 20-12-2004 and pass appropriate orders, as per law, within a period of two months from the date of receipt of a copy of this order. No order as to costs.

28-4-2005

prk

ASSSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Depot Manager, Andhra Pradesh State Road Transport, Corporation, Rayadurg Depot, Rayadurg, Ananthapur District.

2. 2 CD copies.